



Main Office

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Oakland Touchdown – Site Office  
450 Burma Road / Oakland CA 94607

19-Mar-2008

MCM-LTR-000335

Mr. Ben Ghafghazi  
Resident Engineer  
**California Department of Transportation**  
333 Burma Road,  
Oakland, CA 94607, USA

**PROJECT: Oakland Touchdown**  
**Caltrans Contract No. 04-0120L4**  
**MCM Job No. 307**

**SUBJECT: Notice of Potential Claim # 3**

Gentlemen:

The amount proposed by MCM for the Supplemental Payment #7 was not accepted by Caltrans. MCM was not informed by Caltrans that they disagreed with the amount that was proposed by MCM. Yet, Caltrans went ahead and processed this supplemental # 7, received by MCM on February 19, 2008, with a decrease of approximately \$1.5 million. Then, Caltrans proceeded to process a Supplemental to pay for the decrease to Supplemental # 7. This Supplemental was not received until March 7, 2008. It ended up being incorporated with Progress Payment # 8. Therefore MCM is filing NOPC # 3 for the interest lost during that time.

Sincerely,

**MCM CONSTRUCTION, INC.**

<<< ORIGINAL SIGNED >>>

Justyn Webster  
Project Engineer

cc:JC, HDM, EPuchi

File: Job 307  
7.0, 14.3